

congressional committees describing the initiatives that the Peace Corps intends to pursue with eligible countries where the presence of Peace Corps volunteers would facilitate a greater understanding that there exists a universe of commonly shared human values and aspirations. Such report shall include—

(1) a description of the recruitment strategies to be employed by the Peace Corps to recruit and train volunteers with the appropriate language skills and interest in serving in such countries; and

(2) a list of the countries that the Director has determined should be priorities for special recruitment and placement of Peace Corps volunteers.

(b) **USE OF RETURNED PEACE CORPS VOLUNTEERS.**—Notwithstanding any other provision of law, the Director is authorized and strongly urged to utilize the services of returned Peace Corps volunteers having language and cultural expertise, including those returned Peace Corps volunteers who may have served previously in countries with substantial Muslim populations, in order to open or reopen Peace Corps programs in such countries.

#### SEC. 7. GLOBAL INFECTIOUS DISEASES INITIATIVE.

(a) **IN GENERAL.**—The Director, in cooperation with international public health experts such as the Centers for Disease Control and Prevention, the National Institutes of Health, the World Health Organization, the Pan American Health Organization, and local public health officials shall develop a program of training for all Peace Corps volunteers in the areas of education, prevention, and treatment of infectious diseases in order to ensure that all Peace Corps volunteers make a contribution to the global campaign against such diseases.

(b) **DEFINITIONS.**—In this section:

(1) **AIDS.**—The term “AIDS” means the acquired immune deficiency syndrome.

(2) **HIV.**—The term “HIV” means the human immunodeficiency virus, the pathogen that causes AIDS.

(3) **HIV/AIDS.**—The term “HIV/AIDS” means, with respect to an individual, an individual who is infected with HIV or living with AIDS.

(4) **INFECTIOUS DISEASES.**—The term “infectious diseases” means HIV/AIDS, tuberculosis, and malaria.

#### SEC. 8. PEACE CORPS ADVISORY COUNCIL.

Section 12 of the Peace Corps Act (22 U.S.C. 2511; relating to the Peace Corps National Advisory Council) is amended—

(1) by amending subsection (b)(2)(D) to read as follows:

“(D) make recommendations for utilizing the expertise of returned Peace Corps volunteers in fulfilling the goals of the Peace Corps.”;

(2) in subsection (c)—

(A) in paragraph (2)(A)—

(i) in the first sentence, by striking “fifteen” and inserting “seven”; and

(ii) by striking the second sentence and inserting the following: “Four of the members shall be former Peace Corps volunteers, at least one of whom shall have been a former staff member abroad or in the Washington headquarters, and not more than four shall be members of the same political party.”;

(B) by amending subparagraph (D) to read as follows:

“(D) The members of the Council shall be appointed to 2-year terms.”;

(C) by striking subparagraphs (B) and (H); and

(D) by redesignating subparagraphs (C), (D), (E), (F), (G), and (I) as subparagraphs (B), (C), (D), (E), (F), and (G), respectively;

(3) by amending subsection (g) to read as follows:

“(g) **CHAIR.**—The President shall designate one of the voting members of the Council as Chair, who shall serve in that capacity for a period not to exceed two years.”;

(4) by amending subsection (h) to read as follows:

“(h) **MEETINGS.**—The Council shall hold a regular meeting during each calendar quarter at a date and time to be determined by the Chair of the Council.”; and

(5) by amending subsection (i) to read as follows:

“(i) **REPORT.**—Not later than July 30, 2003, and annually thereafter, the Council shall submit a report to the President and the Director of the Peace Corps describing how the Council has carried out its functions under subsection (b)(2).”.

#### SEC. 9. READJUSTMENT ALLOWANCES.

The Peace Corps Act is amended—

(1) in section 5(c) (22 U.S.C. 2504(c)), by striking “\$125” and inserting “\$275”; and

(2) in section 6(1) (22 U.S.C. 2505(1)), by striking “\$125” and inserting “\$275”.

#### SEC. 10. PROGRAMS AND PROJECTS OF RETURNED PEACE CORPS VOLUNTEERS TO PROMOTE THE GOALS OF THE PEACE CORPS.

(a) **PURPOSE.**—The purpose of this section is to provide support for returned Peace Corps volunteers to develop and carry out programs and projects to promote the third purpose of the Peace Corps Act, as set forth in section 2(a) of that Act (22 U.S.C. 2501(a)), by promoting a better understanding of other peoples on the part of the American people.

(b) **GRANTS TO CERTAIN NONPROFIT CORPORATIONS.**—

(1) **GRANT AUTHORITY.**—To carry out the purpose of this section, and subject to the availability of appropriations, the Chief Executive Officer of the Corporation for National and Community Service (referred to in this section as the “Corporation”) shall award grants on a competitive basis to private nonprofit corporations for the purpose of enabling returned Peace Corps volunteers to use their knowledge and expertise to develop and carry out the programs and projects described in subsection (a).

(2) **PROGRAMS AND PROJECTS.**—Such programs and projects may include—

(A) educational programs designed to enrich the knowledge and interest of elementary school and secondary school students in the geography and cultures of other countries where the volunteers have served;

(B) projects that involve partnerships with local libraries to enhance community knowledge about other peoples and countries; and

(C) audio-visual projects that utilize materials collected by the volunteers during their service that would be of educational value to communities.

(3) **ELIGIBILITY FOR GRANTS.**—To be eligible to compete for grants under this section, a nonprofit corporation shall have a board of directors composed of returned Peace Corps volunteers with a background in community service, education, or health. The nonprofit corporation shall meet all appropriate Corporation management requirements, as determined by the Corporation.

(c) **GRANT REQUIREMENTS.**—Such grants shall be made pursuant to a grant agreement between the Corporation and the nonprofit corporation that requires that—

(1) the grant funds will only be used to support programs and projects described in subsection (a) pursuant to proposals submitted by returned Peace Corps volunteers (either individually or cooperatively with other returned volunteers);

(2) the nonprofit corporation will give consideration to funding individual programs or projects by returned Peace Corps volunteers, in amounts of not more than \$100,000, under this section;

(3) not more than 20 percent of the grant funds made available to the nonprofit corporation will be used for the salaries, overhead, or other administrative expenses of the nonprofit corporation;

(4) the nonprofit corporation will not receive grant funds for programs or projects under this section for a third or subsequent year unless the nonprofit corporation makes available, to carry out the programs or projects during that year, non-Federal contributions—

(A) in an amount not less than \$2 for every \$3 of Federal funds provided through the grant; and

(B) provided directly or through donations from private entities, in cash or in kind, fairly evaluated, including plant, equipment, or services; and

(5) the nonprofit corporation shall manage, monitor, and submit reports to the Corporation on each program or project for which the nonprofit corporation receives a grant under this section.

(d) **STATUS OF THE FUND.**—Nothing in this section shall be construed to make any nonprofit corporation supported under this section an agency or establishment of the Federal Government or to make the members of the board of directors or any officer or employee of such nonprofit corporation an officer or employee of the United States.

(e) **FACTORS IN AWARDED GRANTS.**—In determining the number of nonprofit corporations to receive grants under this section for any fiscal year, the Corporation—

(1) shall take into consideration the need to minimize overhead costs that direct resources from the funding of programs and projects; and

(2) shall seek to ensure a broad geographical distribution of grants for programs and projects under this section.

(f) **CONGRESSIONAL OVERSIGHT.**—Grant recipients under this section shall be subject to the appropriate oversight procedures of Congress.

(g) **FUNDING.**—

(1) **IN GENERAL.**—There is authorized to be appropriated to carry out this section \$10,000,000. Such sum shall be in addition to funds made available to the Corporation under Federal law other than this section.

(2) **AVAILABILITY.**—Amounts appropriated pursuant to paragraph (1) are authorized to remain available until expended.

#### SEC. 11. AUTHORIZATION OF APPROPRIATIONS.

Section 3(b)(1) of the Peace Corps Act (22 U.S.C. 2502(b)(1)) is amended—

(1) by striking “2002, and” and inserting “2002.”; and

(2) by inserting before the period the following: “, \$362,000,000 for fiscal year 2004, \$404,000,000 for fiscal year 2005, \$446,000,000 for fiscal year 2006, and \$488,000,000 for fiscal year 2007”.

Mr. REID. Mr. President, let me say that this bill was introduced by Senator DODD, who is a very proud former member of the Peace Corps. He has been the protector of the Peace Corps. In addition to his father, the Peace Corps is where he got his love of public service. That is where he learned to speak Spanish so well.

#### IRAQI SCIENTISTS IMMIGRATION ACT OF 2002

Mr. REID. Mr. President, I ask unanimous consent that the Judiciary Committee be discharged from further consideration of S. 3079, and that the Senate proceed to its consideration.

The PRESIDING OFFICER. The clerk will state the bill by title.

The legislative clerk read as follows:

A bill (S. 3079) to authorize the issuance of immigrant visas to, and the admission to the United States for permanent residence of, certain scientists, engineers, and technicians who have worked in Iraqi weapons of mass destruction programs.

There being no objection, the Senate proceeded to consider the bill.

Mr. REID. Mr. President, I ask unanimous consent that the Biden substitute amendment at the desk be agreed to, the bill, as amended, be read the third time and passed, the motion to reconsider be laid upon the table, with no intervening action or debate, and that any statements relating to the bill be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The amendment (No. 4979) in the nature of a substitute was agreed to, as follows:

#### AMENDMENT NO. 4979

(Purpose: To provide a complete substitute)

Strike all after the enacting clause and insert the following:

#### SECTION 1. SHORT TITLE.

This Act may be cited as the "Iraqi Scientists Immigration Act of 2002".

#### SEC. 2. ADMISSION OF CRITICAL ALIENS.

(a) Section 101(a)(15) of the Immigration and Nationality Act, 8 U.S.C. 1101(a)(15), is amended—

(1) by striking "or" at the end of the subparagraph (U);

(2) by striking the period at the end of the subparagraph (V) and inserting "; or"; and

(3) by adding a new subparagraph (W), reading:

"(W) Subject to section 214(s), an alien—

"(i) who the Attorney General determines, in coordination with the Secretary of State, the Director of Central Intelligence and such other officials as he may deem appropriate, and in the Attorney General's unreviewable discretion, is an individual—

"(I) who has worked at any time in an Iraqi program to produce weapons of mass destruction or the means to deliver them;

"(II) who is in possession of critical and reliable information concerning any such Iraqi program;

"(III) who is willing to provide, or has provided, such information to the United States Government;

"(IV) who may be willing to provide, or has provided, such information to inspectors of the United Nations or of the International Atomic Energy Agency;

"(V) who will be or has been placed in danger as a result of providing such information; and

"(VI) whose admission would be in the public interest or in the interest of national security; or

"(ii) who is the spouse, married or unmarried son or daughter, parent, or other relative, as determined by the Attorney General in his unreviewable discretion, of an alien described in clause (i), if accompanying or following to join such alien, and whose admission the Attorney General, in coordination with the Secretary of State and the Director of Central Intelligence, determines in his unreviewable discretion is in the public interest or in the interest of national security."

(b) Section 214 of the Immigration and Nationality Act, 8 U.S.C. 1184, is amended by—

(1) redesignating subsections second (m) (as added by section 105 of Public Law 106-313), (n) (as added by section 107(e) of Public Law 106-386), (o) (as added by section 1513(c)

of Public Law 106-386), second (o) (as added by section 1102(b) of the Legal Immigration Family Equity Act), and (p) (as added by section 1503(b) of the Legal Immigration Family Equity Act), as subsections (n), (o), (p), (q), and (r), respectively; and

(2) adding a new subsection (s) reading:

"(s) Numerical limitations and conditions of admission and stay for nonimmigrants admitted under section 101(a)(15)(W)."

"(1) The number of aliens who may be admitted to the United States or otherwise granted status under section 101(a)(15)(W)(i) may not exceed a total of 500.

"(2) As a condition for the admission, and continued stay in lawful status, of any alien admitted to the United States or otherwise granted status as a nonimmigrant under section 101(a)(15)(W), the nonimmigrant—

"(A) shall report to the Attorney General such information concerning the alien's whereabouts and activities as the Attorney General may require;

"(B) may not be convicted of any criminal offense punishable by a term of imprisonment of 1 year or more after the date of such admission or grant of status;

"(C) must have executed a form that waives the nonimmigrant's right to contest, other than on the basis of an application for withholding of removal or for protection under the Convention Against Torture, any action for removal of the alien instituted before the alien obtains lawful permanent resident status;

"(D) shall cooperate fully with all requests for information from the United States Government including, but not limited to, fully and truthfully disclosing to the United States Government all information in the alien's possession concerning any Iraqi program to produce weapons of mass destruction or the means to deliver them; and

"(E) shall abide by any other condition, limitation, or restriction imposed by the Attorney General."

(c) Section 245 of the Immigration and Nationality Act, §U.S.C. 1255, is amended by—

(1) In subsection (c), striking "or" before "(8)" and inserting before the period, "or (9) an alien who was admitted as a nonimmigrant described in section 101(a)(15)(W)";

(2) Redesignating subsection (1), relating to "U" visa nonimmigrants, as subsection (m); and

(3) Adding a new subsection (n) reading:

"(n) Adjustment to permanent resident status of 'W' nonimmigrants.

"(1) If, in the opinion of the Attorney General, a nonimmigrant admitted into the United States (or otherwise provided nonimmigrant status) under section 101(a)(15)(W)(i) has complied with section 214(s) since such admission or grant of status, the Attorney General may, in coordination with the Secretary of State and the Director of Central Intelligence, and in his unreviewable discretion, adjust the status of the alien (and any alien who has accompanied or followed to join such alien pursuant to section 101(a)(15)(W)(ii) and who has complied with section 214(s) since admission or grant of nonimmigrant status) to that of an alien lawfully admitted for permanent resident if the alien is not described in section 212(a)(3)(E).

"(2) Upon the approval of adjustment of status of any alien under paragraph (1), the Attorney General shall record the alien's lawful admission for permanent residence as of the date of such approval and the Secretary of State shall reduce by one the number of visas authorized to be issued under sections 201(d) and 203(b)(4) for the fiscal year then current."

(d) Section 212(d) of the Immigration and Nationality Act, §U.S.C. 1182(d), is amended by inserting a new paragraph (d)(2) reading:

"(2) The Attorney General shall determine whether a ground of inadmissibility exists with respect to a nonimmigrant described in section 101(a)(15)(W). The Attorney General, in the Attorney General's discretion, may waive the application of subsection (a) in the case of such a nonimmigrant if the Attorney General considers it to be in the public interest or in the interest of national security."

(e) Section 248(1) of the Immigration and Nationality Act, 8 U.S.C. 1258(I), is amended by striking "or (S)" and inserting "(S), or (W)".

#### SEC. 3. WEAPON OF MASS DESTRUCTION DEFINED.

(a) IN GENERAL.—In this Act, the term "weapon of mass destruction" has the meaning given the term in section 1403(1) of the Defense Against Weapons of Mass Destruction Act of 1996 (title XIV of Public Law 104-201; 110 Stat. 2717; 50 U.S.C. 2302(1)), as amended by subsection (b).

(b) TECHNICAL CORRECTION.—Section 1403(1)(B) of the Defense Against Weapons of Mass Destruction Act of 1996 (title XIV of Public Law 104-201; 110 Stat. 2717; 50 U.S.C. 2302(1)(B)) is amended by striking "a disease organism" and inserting "a biological agent, toxin, or vector (as those terms are defined in section 178 of title 18, United States Code)".

The bill (S. 3079), as amended, was read the third time and passed.

#### INDIAN FINANCING AMENDMENTS ACT OF 2002

Mr. REID. Mr. President, I ask the Chair lay before the Senate a message from the House of Representatives on the bill (S. 2017) to amend the Indian Financing Act of 1974 to improve the effectiveness of the Indian loan guarantee and insurance program.

The PRESIDING OFFICER laid before the Senate the following message from the House of Representatives:

*Resolved*, That the bill from the Senate (S. 2017) entitled "An Act to amend the Indian Financing Act of 1974 to improve the effectiveness of the Indian loan guarantee and insurance program", do pass with the following amendment:

Strike out all after the enacting clause and insert:

#### SECTION 1. TABLE OF CONTENTS.

*The table of contents for this Act is as follows:*

##### TITLE I—INDIAN FINANCING ACT AMENDMENTS

*Sec. 101. Short title.*

*Sec. 102. Findings and purpose.*

*Sec. 103. Amendments to Indian Financing Act.*

##### TITLE II—YANKTON SIOUX AND SANTEE SIOUX TRIBES EQUITABLE COMPENSATION

*Sec. 201. Short title.*

*Sec. 202. Findings.*

*Sec. 203. Definitions.*

*Sec. 204. Yankton Sioux Tribe Development Trust Fund.*

*Sec. 205. Santee Sioux Tribe Development Trust Fund.*

*Sec. 206. Tribal plans.*

*Sec. 207. Eligibility of tribe for certain programs and services.*

*Sec. 208. Statutory construction.*

*Sec. 209. Authorization of appropriations.*

*Sec. 210. Extinguishment of claims.*

##### TITLE III—OKLAHOMA NATIVE AMERICAN CULTURAL CENTER AND MUSEUM

*Sec. 301. Oklahoma Native American Cultural Center and Museum.*